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I hereby certify that this paper and every paper referred to therein as being enclosed is being filed with the USPTO via facsimile to the designated fax number (571) 273-8300 or via EFS-Web and addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below

Date: September 27, 2010
By /Marvette Ferguson/
Marvette Ferguson

Docket No.: 100717-599 (Bayer 10261-WCG)
Client Ref. No.: LeA 36 130
Confirmation No. 2253

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Klinksiek, et al.
Serial No. : 10/679,123
Filed : October 3, 2003
For : PROCESS FOR PRODUCING PULVURENT ACTIVE SUBSTANCE FORMULATIONS WITH COMPRESSIBLE FLUIDS
Art Unit : 1615
Examiner : Snigdha Maewall

September 27, 2010

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE UNDER 37 C.F.R. 1.116

Sir:

In response to the Office Action dated June 7, 2010, in the above-identified patent application, the Examiner is respectfully requested to enter and consider the accompanying Rule 131 Declaration (including the annexed Exhibits) of Bernd Klinksiek, Lars Obendorf, Rainer Bellinghausen and Marcus Eichmann, and consider the following remarks.